

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ELEKTRA ENTERTAINMENT GROUP INC. et al.,

No. 05 CV 7340 (KMK)

Plaintiffs,

-against-

DENISE BARKER,

**AFFIDAVIT  
OF SERVICE**

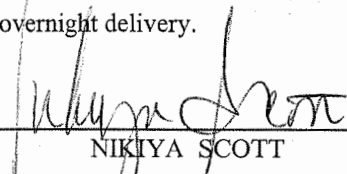
Defendants.  
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STATE OF NEW YORK            )  
                                      ) ss.:  
COUNTY OF NEW YORK        )

NIKIYA SCOTT, being duly sworn, deposes and says:

1. I am not a party to the within action; am over 18 years of age and am employed by Beldock Levine & Hoffman LLP, 99 Park Avenue, 16th Floor, New York, New York 10016.

2. On January 3, 2006, I served the within MEMORANDUM OF LAW OF DEFENDANT TENISE BARKER IN SUPPORT OF HER MOTION TO DISMISS THE COMPLAINT upon plaintiffs by dispatching a copy of same by FedEx overnight delivery service to the attorneys for said parties at their last known address: Cowan Liebowitz & Latman, P.C., 1133 Avenue of the Americas, New York, New York 10036-6799, by depositing same, enclosed in a properly addressed wrapper into the custody of FedEx Corporation for overnight delivery, prior to the latest time designated by said overnight delivery service for overnight delivery.

  
\_\_\_\_\_  
NIKIYA SCOTT

Sworn to before me this  
3<sup>rd</sup> day of January, 2006

  
\_\_\_\_\_  
Notary Public

**MORLAN TY ROGERS**  
Notary Public, State of New York  
NO. 02RO6116188  
Qualified in Queens County  
Commission Expires September 20, 2008